GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Commercial Taxes Department – Nellore Division - Sri M.Nookaraju, the then Commercial Tax Officer, Addanki Circle, Nellore division – certain allegations in issuing registrations and way bills to illegal traders - placed under suspension – Suspension revoked- Articles of charges issued – Explanation called for – Received- Enquiry officer and presenting officer appointed – Report received - CCT submitted disagreement factors - Examined- Disciplinary proceedings concluded – Further Action dropped - Regularization of suspension period as on duty under FR 54 (B) (3)- Orders - Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.618 Dated:04.10.2021

Read the following:-

1. Proc of the CCT, No.V1/25/2017, Dated.24.01.2017.
2. Proc of the CCT's No.V1/25/2017, Dated.24.04.2017.
3. Proc of the CCT's No.V1/25/2017, Dated.04.09.2017.
4. Govt.Memo.No.17023/8/2017/Vig.II-4, dated:18.10.2017.
5. Proc of the CCT's No.V1/25/2017-1, Dated.01.12.2017.
6. Proc of the CCT's No.V1/25/2017-2, Dated.01.12.2017.
7. Proc of the CCT's No.V1/25/2017, Dated.08.06.2018.
8. G.O.Rt.No.1440, Revenue (Vig.II) Dept., dated:15.10.2018.
9. Letter received from the CCT, Lr.No.V1/25/2017, along with the W.P.20165/2019 filed by Sri M.Nookaraju, CTO (Retd), dated:06.01.2020.

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ORDER:

Whereas in the reference 1st read above, the Commissioner of Commercial Taxes has placed Sri M.Nookaraju, Commercial Tax Officer, Addanki Circle under suspension w.e.f. 24.01.2017, on certain complaints and on preliminary report said to have been submitted by the Joint Commissioner, Enforcement stating that certain irregularities were committed in issuing Registrations / waybills in huge quantities to illegal traders in his circle.

2. Whereas in the reference 2nd read above, the Commissioner of Commercial Taxes has initiated disciplinary proceedings against Sri M.Nookaraju, Commercial Tax Officer, Addanki Circle duly framing Articles of Charges.

3. Whereas in the reference 3rd read above, the Commissioner of Commercial Taxes has informed that in exercise of powers conferred by clause (c) of sub rule 5 of Rule 8 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules 1991, the suspension orders of Sri M. Nookaraju, the then Commercial Tax Officer, Adanki circle (under suspension) was revoked, subject to pending enquiry and the Charged Officer was reinstated into service and posted him as Commercial Tax Officer (Intelligence), Office of the Deputy Commissioner of Commercial Taxes, Vizianagaram. The Commissioner of Commercial Taxes has further informed that the Charged Officer retired from service on attaining the age of superannuation on 30-06-2017 and forwarded the explanation dated:01.06.2017 submitted by the Charged Officer Sri M.Nookaraju, Commercial Tax Officer (Retired) to the Articles of Charges framed against him wherein the Charged Officer has denied all the charges and requested to grant him personal hearing in the matter, to the Government for taking further necessary action in the matter as the Charged Officer retired form service.

4. Whereas, Government after examining the matter requested the Commissioner of Commercial Taxes, Andhra Pradesh to take action against the Charged Officer, Sri M. Nookaraju, Commercial Tax Officer, Addanki Circle, Nellore under rule 9(2)(a) of Revised Pension Rules, 1980, continue the departmental proceedings and submit the Inquiring Authority's report to the Government for taking further necessary action in the matter vide reference 4th read above.

(P.T.O)

5. Whereas in the references 5th & 6th read above, the Commissioner of Commercial Taxes had appointed Sri V.S.Kiran Chowdary, Deputy Commissioner (Commercial Taxes), O/o the Commissioner of Commercial Taxes, Vijayawada as the Inquiring authority to inquire into the charges framed against Sri M. Nookaraju, former Commercial Tax Officer, Addanki Circle, Nellore (Retd) and Sri K. Raghunath Reddy, Assistant Commissioner (Commercial Taxes), O/o Commissioner of Commercial Taxes, Vijayawada as the presenting officer to present the case on behalf of the Competent authority in support of the Article of Charges framed against the Charged Officer.

6. Whereas in the reference 7th cited, the Commissioner of Commercial Taxes, Andhra Pradesh while submitting Inquiry report submitted by the Inquiring Authority in which the charges framed against the Charged Officer are held not proved, has furnished disagreement factors noticed on the Inquiry Officer's report.

7. And whereas Government after careful examination of the matter, after following due procedure decided to drop further action against the Charged Officer Sri M.Nooka Raju, Commercial Tax Officer (now retired) since the Charged Officer retired from service on superannuation on 30/06/2017. Accordingly, Government vide G.O.8th read above issued orders for dropping further action against the Charged Officer Sri M. Nookaraju, former Commercial Tax Officer, Addanki Circle, Nellore (Retired) duly exonerating him from the charges framed vide reference 2nd read above.

8. The Commissioner of Commercial Taxes vide reference 9th read above while forwarding the W.P. filed by Sri M.Nookaraju, CTO (Retd), have requested the Government to take further action in regularization of the suspension period of Sri M. Nookaraju, CTO (Retd) from 25.01.2017 to 28.06.2017 .

9. Government after careful examination of the matter have decided to regularize the suspension period from 25.01.2017 to 28.06.2017 as On Duty in respect of Sri M.Nookaraju, CTO, Addanki Circle, Nellore (Retired) in terms of FR-54(B) (3), as further action was dropped against the him vide G.O.8th read above. Accordingly, hereby order to regularize the suspension period in respect of Sri M.Nookaraju, CTO, Addanki Circle, Nellore (Retired) from 25.01.2017 to 28.06.2017 as On Duty in terms of FR-54(B) (3).

10. The Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri M. Nookaraju, former Commercial Tax Officer, Addanki Circle, Nellore (Retd).
(*Through the Commissioner of Commercial Taxes, Andhra Pradesh, Vijayawada*)
The Commissioner of Commercial Taxes, Andhra Pradesh, Eedupugallu, Vijayawada.
Copy to
The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Secretariat Building No.5, Velagapudi. The DG,ACB,AP, Vijayawada.
Sf/Sc

//FORWARDED:: BY ORDER//

SECTION OFFICER